

6-23-04

PTO/SB/30 (08-03)

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RCE 1746 IFW

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/918,878
Filing Date	07/31/2001
First Named Inventor	BENSON ET AL.
Art Unit	1746
Examiner Name	WILLS, MONIQUE
Attorney Docket Number	DP-304,882

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

**1. Submission required under 37 CFR 1.114**

Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/Declaration(s)
- iv. ☐ Other \_\_\_\_\_

**2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

**3. Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 04-2223 06/24/2004 CNGUYEN 00000107 042223 0991887
- i. ☒ RCE fee required under 37 CFR 1.17(e) 01 FC:1801 770.00 DA
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.****SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print / Type)

JOHN W. REES

Registration No. (Attorney / Agent)

38,278

Signature

Date

06/22/2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)

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Date

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**Applicant(s): **BENSON ET AL.**

Docket No.

**DP-304,882**

Application No.

**09/918,878**

Filing Date

**07/31/2001**

Examiner

**WILLS, MONIQUE**

Customer No.

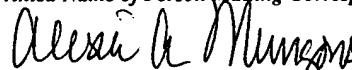
Group Art Unit

**1746**Invention: **BATTERY PACK HAVING IMPROVED BATTERY CELL TERMINAL CONFIGURATION****JUN 22 2004**

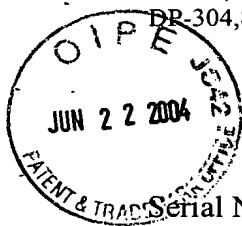
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06/22/2004*(Date)***ALESIA A. MUNGONS***(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)***ER 521951535 US***("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**

09/918,878  
DP-304,882



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Serial No.: 09/918,878

In re: Benson et al. Art Unit: 1746

Filed: 07/31/2001 Examiner: Wills, Monique

For: BATTERY PACK HAVING IMPROVED BATTERY CELL  
TERMINAL CONFIGURATION

Docket No.: DP-304,882

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**REQUEST FOR CONTINUED EXAMINATION PURSUANT TO 37 C.F.R. § 1.114**

Dear Madam:

In response to the FINAL Office Action mailed March 22, 2004 and Advisory Action mailed June 2, 2004, Applicants request continued examination of the application based on the following submission and the fee set forth in § 1.17(e). The submission includes new claims 17-18, an amendment to claim 9 in order to provide proper antecedent basis for all recited elements, as well as arguments in support of patentability. No extension of time is believed necessary.

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**CERTIFICATE OF EXPRESS MAIL**

Express Mail Label No.: ER 521951535 US  
Date of Deposit: June 22, 2004

I hereby certify that this *Request for Continued Examination Pursuant to 37 C.F.R. § 1.114* is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

  
Alesia A. Mungons